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For the Commission, by the Division of Investment Management, pursuant to delegated authority.

Margaret H. McFarland,
Deputy Secretary.

[FR Doc. 95-22844 Filed 9-13-95; 8:45 am]

BILLING CODE 8010-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Dynamic Testing of Seats

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of public meeting.

SUMMARY: This notice announces a public meeting which is being held by the Federal Aviation Administration (FAA) to present its views and hear comments from the public concerning issues relating to dynamic testing of seats in transport category airplanes.

DATES: The meeting will be held in Seattle, Washington, on October 23 and 24, 1995, beginning at 8:30 a.m.

REGISTRATION: Registration will begin at approximately 7:30 a.m. on Monday, October 23. Persons planning to attend the meeting are encouraged to pre-register by contacting the person identified later in this notice as the contact for further information.

ADDRESSES: The meeting will be held at the Red Lion Hotel Seattle Airport, 18740 Pacific Highway South, Seattle, WA 98188, telephone (206) 246-8600. A block of guest rooms has been reserved for the meeting at the Red Lion Hotel at a group rate. This block of rooms will be held until September 25. Persons planning on attending the meeting should contact the hotel directly for reservations and identify themselves as participants in the FAA public meeting

on dynamic testing of seats to ensure proper credit.

FOR FURTHER INFORMATION CONTACT: Jeff Gardin, FAA, Regulations Branch, ANM-114, Transport Airplane Directorate, Aircraft Certification Service, 1601 Lind Avenue SW., Renton, WA 98055-4056; telephone (206) 227-2136; facsimile (206) 227-1320; Internet: Jeff.Gardin@anm.faa.gov.

SUPPLEMENTARY INFORMATION: The purpose of this meeting is to present information to the public regarding certain aspects of the dynamic test requirements for seats, and to hear comments from the general public on the current 16g seat dynamic test regulatory and compliance issues.

The agenda for the meeting will include:

Day One:

Background on development of the regulation.

Implementation of the regulation into certification bases

Summary of recent guidance issued
Head Injury Criterion compliance
Status of revision to the advisory circular

Day Two:

Input from the public

Participation at the Meeting

Requests from persons who wish to present oral statements at the public meeting should be received by the FAA no later than October 2, 1995. Such requests should be submitted to Jeff Gardin, as listed under the heading **FOR FURTHER INFORMATION CONTACT**, and should include a written summary of oral remarks to be presented, as well as an estimate of time needed for the presentation. Requests received after the date specified above will be considered and may be scheduled, time permitting, during the meeting. The FAA will prepare an agenda of speakers who will be available at the meeting. Every effort will be made to accommodate as many speakers as possible in the time allotted.

Meeting Procedures

The following procedures are established to facilitate the meeting:

(1) Attendance is open to the public, but will be limited to the space available.

(2) There will be no admission fee or other charge to attend or participate in the meeting. The opportunity to speak will be available to all persons, subject to availability of time.

(3) The meeting is designed to provide information to, and hear comments from, the public concerning issues related to the dynamic test requirements

for seats. The meeting will be conducted in an informal and nonadversarial manner; however, the FAA may ask questions to clarify a statement and to ensure a complete and accurate record.

(4) Representatives of the FAA will preside over the meeting. A panel of FAA personnel involved in this issue will be present.

(5) Statements made by members of the meeting panel are intended to facilitate discussion of the issues or to clarify issues and, unless stated as such, should not necessarily be construed as a position of the FAA.

(6) An individual, whether speaking in person or in a representative capacity on behalf of an organization, may be limited to as 10-minute statement. If possible, additional time may be allotted, if available.

(7) The FAA will try to accommodate all questions, time permitting. However, the FAA reserves the right to exclude some questions, if necessary, to present a balance of viewpoints and issues.

(8) The FAA will review and consider all material presented by participants at the meeting. Participants are requested to provide 10 copies of all materials to be presented, for distribution to the panel members; other copies may be provided to the audience at the discretion of the participant.

(9) The meeting will be recorded by a court reporter. A transcript of the meeting and any material accepted by the panel during the meeting will be made a part of the official record. Any person interested in purchasing a copy of the transcript should contact the court reporter directly at the meeting.

Issued in Renton, WA on September 7, 1995.

Donald L. Riggan,

Acting Manager, Transport Airplane Directorate, Aircraft Certification Service, ANM-100.

[FR Doc. 95-22862 Filed 9-13-95; 8:45 am]

BILLING CODE 4910-13-M

National Highway Traffic Safety Administration

Safety Performance Standards Meeting

AGENCY: National Highway Traffic Safety Administration, DOT.

ACTION: Notice of public meeting.

SUMMARY: This notice announces a public meeting at which NHTSA will discuss its decisions concerning motor vehicle regulatory reform.

DATES: Following the Agency's regular, quarterly public meeting relating to the agency's safety performance standards, which will be held on September 22,

1995 beginning at 9:30 a.m. and ending at approximately 12:30 p.m., NHTSA will discuss its motor vehicle regulatory reform initiatives and its response to public comments on this subject. This latter discussion will be held immediately after the regular quarterly meeting, beginning after lunch at 1:30 p.m.

ADDRESSES: The meeting will be held at the Holiday Inn Capitol, 550 C Street, SW, (Columbia North Room), Washington, DC 20024.

SUPPLEMENTARY INFORMATION: The motor vehicle regulatory reform meeting is a follow-up to NHTSA's March 29, 1995 meeting on regulatory reform held in conjunction with the agency's previous quarterly technical meeting, and to the agency's April 4, 1995 meeting in Washington, D.C., at which NHTSA sought information from the public on regulatory reform actions the agency should take related to its motor vehicle regulations. These were in conjunction with President Clinton's call for a new approach to the way Government regulates the private sector, and his request that Executive Branch agencies report to him by June 1, 1995 on ways to improve the regulatory process. NHTSA will discuss how the agency has handled the public comments and the next actions to implement its motor vehicle regulatory reform decisions.

A transcript will be available for public inspection in the NHTSA Technical Reference Section in Washington, DC, within four weeks after the meeting. Copies of the transcript will then be available at ten cents a page upon request to NHTSA Technical Reference Section, Room 5108, 400 Seventh Street, SW., Washington, DC 20590. The Technical Reference Section is open to the public from 9:30 a.m. to 4 p.m.

Issued on: September 8, 1995.

Barry Felrice,

Associate Administrator for Safety Performance Standards.

[FR Doc. 95-22863 Filed 9-11-95; 12:22 pm]

BILLING CODE 4910-59-P

Research and Special Programs Administration

Appeals in Hazardous Materials Transportation Enforcement Cases

AGENCY: Research and Special Programs Administration (RSPA), DOT.

ACTION: Notice of the availability of decisions on appeal in enforcement cases under the Federal hazardous materials transportation law.

SUMMARY: This notice alerts the public that decisions on appeal by the Administrator of the Research and Special Programs Administration (RSPA) are now available through the Hazardous Materials Information Exchange (HMIX) computer system. These appellate decisions involve hazardous materials transportation enforcement cases, issued between 1992 and April 1995, initiated under the Federal hazardous materials transportation law and the Hazardous Materials Regulations (HMR). In these decisions, the Administrator establishes RSPA's policy regarding the enforcement of the HMR and provides a rationale for these policies. This information will assist the efforts of the regulated community to comply with HMR and is being provided to the regulated community as a public service.

FOR FURTHER INFORMATION CONTACT: The public may access the HMIX and the appeal decisions by computer: Commercial Access (708) 972-3275 or Internet Access: hmix.dis.anl.gov (146.137.100.54). Members of the public who do not have access to a computer can request a copy of these decisions by contacting: Suezett Edwards, Office of Hazardous Materials Initiatives and Training (DHM-50), Research and Special Programs Administration, U.S. Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590 (Tel. (202) 366-4900) or Robert A. Monniere, Office of the Chief Counsel (DCC-10), Research and Special Programs Administration, U.S. Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590 (Tel. (202) 366-4400).

SUPPLEMENTARY INFORMATION: Federal hazardous materials transportation law (Federal hazmat law) (49 USC 5101 *et seq.*, formerly 49 app. USC 1801 *et seq.*) provides that, "The Secretary shall prescribe regulations for the safe transportation of hazardous material in intrastate, interstate, and foreign commerce. The regulations * * * shall govern safety aspects of the transportation of hazardous material the Secretary considers appropriate." (49 USC 5103(b)(1)). Under this authority, RSPA issues the Hazardous Materials Regulations (HMR), 49 CFR parts 171-180, a comprehensive set of regulations concerning the transportation of hazardous materials.

The HMR govern the shipping and transporting of hazardous materials by aircraft, rail car, vessel and motor vehicle. The HMR also prescribe requirements governing the manufacture, fabrication, marking,

maintenance, reconditioning, repairing, or testing of a packaging or container which is represented, marked, certified, or sold for use in transportation of hazardous materials in commerce.

In addition to the HMR, RSPA has issued other regulations (49 CFR parts 106 and 107) implementing Federal hazmat law. All of these regulations are enforced by RSPA, the U.S. Coast Guard, the Federal Aviation Administration, the Federal Highway Administration, and the Federal Railroad Administration. Within their respective modes of transportation, these agencies enforce the requirements of the HMR.

Within RSPA, the Office of Hazardous Materials Enforcement (OHME) and the Office of the Chief Counsel enforce the HMR and parts 106 and 107. RSPA's enforcement regulations are in subpart D of part 107. When OHME finds that a person apparently has violated Federal hazmat law or the regulations, the Office of the Chief Counsel may institute an enforcement action. That office may issue a notice of probable violation (notice), in which a respondent is charged with a probable violation and a civil penalty is proposed. In addition, the notice may contain a proposed compliance order.

Generally, under 49 CFR 107.313(a), a respondent must respond to a notice within 30 days of its receipt. The respondent may respond by admitting the violation(s) and accepting the proposed penalty amount (or the proposed compliance order), or may contest the notice. A notice may be challenged through a written response, a telephonic or in-person conference, or a hearing before an administrative law judge.

If the respondent makes no response within the prescribed period, the Chief Counsel may enter an order finding that the alleged violation(s) were committed and imposing the proposed penalty or compliance order. The same result follows if the respondent admits the violation(s). When the respondent requests a conference, the Office of the Chief Counsel conducts the conference; then the Chief Counsel reviews the proceeding and considers all relevant evidence, including all submissions of the respondent. The Chief Counsel then issues an order, which may include a finding of violation, imposition of a civil penalty and a compliance order.

In assessing civil penalties, the Chief Counsel considers the nature and circumstances of the violation, its extent and gravity, the respondent's culpability, the respondent's lack of prior violations, the respondent's ability to pay, the effect of the civil penalty on